

--	--

- [Query](#)
- [Reports](#)
- [Utilities](#)
- [Logout](#)

CLOSED, REFER

**U.S. District Court  
CENTRAL DISTRICT OF ILLINOIS (Peoria)  
CIVIL DOCKET FOR CASE #: 1:10-cv-01035-JBM -JAG**

Fay v. US Department of Labor et al  
Assigned to: Judge Joe Billy McDade  
Referred to: Magistrate Judge John A. Gorman  
Cause: 05:552 Freedom of Information Act

Date Filed: 02/16/2010  
Date Terminated: 07/23/2010  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**Erica Fay**  
*Administrator of the Estate of Kevin M  
Fay, Deceased*

represented by **Thomas M Watson**  
CUSACK FLEMING GILFILLAN &  
O'DAY  
415 Hamilton Blvd  
Peoria, IL 61602-1102  
309-637-5282  
Fax: 309-637-5788  
Email: twatson@cfgolaw.com  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**US Department of Labor**

represented by **Eric I Long**  
US ATTY  
318 S Sixth  
Springfield, IL 62701-1806  
217-492-4450  
Fax: 217-492-4512  
Email: eric.long@usdoj.gov  
**ATTORNEY TO BE NOTICED**

**James A Lewis**  
US ATTY  
318 S Sixth  
Springfield, IL 62701-1806  
217-492-4450  
Fax: 217-492-4512  
Email: jim.lewis2@usdoj.gov  
*TERMINATED: 06/25/2010*

**Defendant**

**Occupational Safety and Health  
Administration**

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
02/16/2010	<a href="#"><u>1</u></a>	COMPLAINT FOR DECLARATORY AND INJUNCTIVE RELIEF against Occupational Safety and Health Administration, US Department of Labor (Filing fee \$ 350, receipt #14626006767.), filed by Erica Fay.(SM, ilcd) (Additional attachment(s) added on 2/17/2010: # <a href="#"><u>1</u></a> Civil Cover Sheet) (SM, ilcd). (Entered: 02/17/2010)
02/16/2010	<a href="#"><u>2</u></a>	Summons Issued as to Occupational Safety and Health Administration, US Department of Labor. (SM, ilcd) (Entered: 02/17/2010)
02/22/2010	<a href="#"><u>3</u></a>	EDIT BY CLERK: DOCUMENT STRICKEN PURSUANT TO 2/23/10 TEXT ORDER. AFFIDAVIT of Service for Summons and Complaint served on Jeffrey B. Lang on February 19, 2010, filed by Erica Fay. (Watson, Thomas) Modified on 2/23/2010 (SM, ilcd). (Entered: 02/22/2010)
02/23/2010		TEXT ORDER STRIKING/VACATING DOCUMENT: <a href="#"><u>3</u></a> Affidavit of Service filed by Erica Fay is ordered Stricken and Sealed as it contains court staff signatures. Counsel is directed to refile the summons returned executed with the proper redactions. Entered by Magistrate Judge John A. Gorman on 2/23/10. (SM, ilcd) (Entered: 02/23/2010)
02/26/2010	<a href="#"><u>4</u></a>	AFFIDAVIT of Service for complaint served on Jeffrey B. Lang on 2/19/10, filed by Erica Fay. (Watson, Thomas) (Entered: 02/26/2010)
02/26/2010		Set/Reset Deadlines: Occupational Safety and Health Administration answer due 4/20/2010; US Department of Labor answer due 4/20/2010. (SM, ilcd) (Entered: 03/08/2010)

04/19/2010	<a href="#">5</a>	ANSWER to <a href="#">1</a> Complaint, by US Department of Labor.(Lewis, James) (Entered: 04/19/2010)
06/24/2010	<a href="#">6</a>	MOTION to Substitute Attorney, James A. Lewis to be replaced by Eric I. Long, by Defendant US Department of Labor. Responses due by 7/12/2010 (Long, Eric) (Entered: 06/24/2010)
06/25/2010		TEXT ORDER Entered by Magistrate Judge John A. Gorman on 6/25/10. <a href="#">6</a> Motion to Substitute Attorney is GRANTED. Clerk is directed to add Eric I. Long and terminate James A. Lewis as counsel for Defendant US Department of Labor. (SM, ilcd) (Entered: 06/25/2010)
07/21/2010	<a href="#">7</a>	MOTION to Dismiss by Plaintiff Erica Fay. Responses due by 8/9/2010 (Watson, Thomas) (Entered: 07/21/2010)
07/22/2010	<a href="#">8</a>	RESPONSE to Motion re <a href="#">7</a> MOTION to Dismiss filed by Defendant US Department of Labor. (Long, Eric) (Entered: 07/22/2010)
07/23/2010		TEXT ONLY ORDER granting <a href="#">7</a> Motion to Dismiss. This matter is dismissed without prejudice. Entered by Judge Joe Billy McDade on 7/23/10. (JBM3, ilcd) (Entered: 07/23/2010)
07/23/2010		Remark: Civil Case Terminated pursuant to 7/23 Text Order granting Motion to Dismiss. (SM, ilcd) (Entered: 07/23/2010)

<b>PACER Service Center</b>			
<b>Transaction Receipt</b>			
09/20/2011 13:03:42			
<b>PACER Login:</b>	pb0232	<b>Client Code:</b>	foiaproj
<b>Description:</b>	Docket Report	<b>Search Criteria:</b>	1:10-cv-01035-JBM-JAG
<b>Billable Pages:</b>	2	<b>Cost:</b>	0.16